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PTO/SB/21 (6-98)
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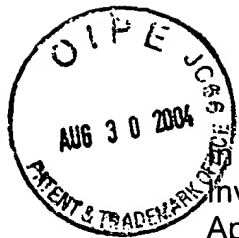
| | | | |
|--|-----------------------------|-------------------------------|-----------|
| TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i> | Application Number | 09/825,619 | |
| | Filing Date | April 3, 2001 | |
| | First Named Inventor | Brian Wehrung | |
| | Group Art Unit | 3627 | |
| | Examiner Name | Bartuska, Francis | |
| Total Number of Pages in This Submission | 5 | Attorney Docket Number | 34741-753 |

| ENCLOSURES (check all that apply) | | |
|---|--|---|
| <input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Assignment Papers (for an Application) <input checked="" type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Small Entity Statement <input type="checkbox"/> Request for Refund | <input checked="" type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Additional Enclosure(s) (please identify below): Copy of Notice of Drawing Inconsistency with Specification; Response to Notice |
| Remarks | | |

| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT | |
|--|-----------------------------------|
| Firm or Individual name | Scott D. Sanford, Reg. No. 51,170 |
| Signature | |
| Date | August 24, 2004 |

| CERTIFICATE OF MAILING | | | |
|--|------------------|------|-----------------|
| I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on: August 24, 2004 | | | |
| Typed or printed name | Scott D. Sanford | | |
| Signature | | Date | August 24, 2004 |

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re Application

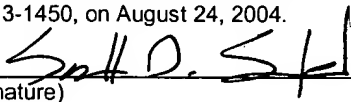
Inventor(s): Wehrung et al.
Application No.: 09/825,619
Confirm. No.: 3517
Filed: April 3, 2001
Title: Distributed Control System
Architecture and Method for a
Material Transport System

PATENT APPLICATION

Art Unit: 3627
Examiner: Bartuska, Francis

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8

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(Signature)

Scott D. Sanford, Reg. No. 51,170
Signature Date: August 24, 2004

RESPONSE TO NOTICE OF DRAWING INCONSISTENCY WITH SPECIFICATION

Mail Stop: Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This RESPONSE is in reply to the Notice of Drawing Inconsistency with Specification mailed August 11, 2004 (copy enclosed). The Office of Patent Publication/Publishing Division has notified Applicants of the following inconsistencies between the drawings and the Brief Description of the Drawings in the above-identified application:

- (1) Figure 5 is listed in the Brief Description of the Drawings in the specification but not contained in the Drawings; and
- (2) Figure 5A is contained in the Drawings but not listed in the Brief Description of the Drawings in the specification.

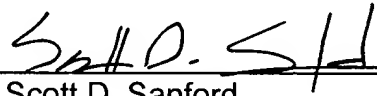
Enclosed with this RESPONSE is new drawing sheet 7/50 to correct the above-identified inconsistencies. The new drawing sheet 7/50 includes Fig. 5, and replaces the originally filed drawing sheet 7/50 including Fig. 5A.

REMARKS

Applicant is required to respond to the Notice within thirty days from the mailing date of the Notice - August 11, 2004. This RESPONSE is being mailed to the above-identified address on August 24, 2004 – thirteen days from the mailing date of the Notice. Therefore, this RESPONSE is timely filed.

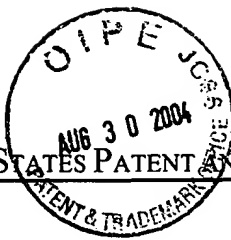
Respectfully submitted,

Date: August 24, 2004

By: 
Scott D. Sanford
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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|-----------------|-------------|----------------------|-----------------------|------------------|
| 09/825,619 | 04/03/2001 | Brian Wehrung | A-66417-1/AJT/MSS/JWC | 3517 |

33864 7590 08/11/2004

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AUG 17 2004

EXAMINER

BARTUSKA, FRANCIS JOHN

ART UNIT PAPER NUMBER

DATE MAILED: 08/11/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

34741-753

Docketed - ~~11~~



UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

NOTICE OF DRAWING INCONSISTENCY WITH SPECIFICATION

The drawings filed 04-03-01 have been received. However, an inconsistency exists between the drawings and the Brief Description of the Drawings in the specification.

Figures 5 are listed in the Brief Description of the Drawings in the specification but not contained in the Drawings.

Figures 5A are contained in the Drawings but not listed in the Brief Description of the Drawings in the specification.

Applicant is required to correct the above-noted inconsistency within a time period of **ONE MONTH or THIRTY (30) DAYS, whichever is longer**, from the mailing date of this Notice, or within the time remaining in the time period set forth in the Notice of Allowability (Form PTOL-37) to file corrected drawings, whichever is longer. **NO EXTENSION OF THIS TIME PERIOD MAY BE GRANTED UNDER EITHER 37 CFR 1.136 (a) OR (b)**

Failure to correct the above noted inconsistency will result in **abandonment** of the application.

The file will be held in the Publishing Division to await the correction of the inconsistency.

Return Corrected Drawings/Specification to:

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450

Alexandria, VA 22313-1450

Office of Patent Publication/Publishing Division
Customer Service: 703-308-6789
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FORM PTO-1631 (REV. 10-03)